

Appln. No. 10/090,647  
Reply dated August 14, 2008  
Reply to Office Action of April 14, 2008

Appln. No. :	10/090,647	Confirmation No. 6097
Applicant :	James E. McGwin, Jr.	
Filed :	March 4, 2002	
TC/A.U. :	3629	
Examiner :	Ouellette, Jonathan P.	
Docket No. :	2691-001	
Customer No. :	22208	

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

#### APPLICANT'S INTERVIEW SUMMARY

Examiner Ouellette conducted a telephonic interview with Applicant's attorney, Christopher Kilner, on July 31, 2008.

Claims 1 and 7 were discussed with respect to 112 and 103. Claims 5, 10 and 12-15 were discussed with respect to "nonfunctional descriptive data."

Applicant pointed out support for the amended claim language rejected under 112 as being found in specification paragraphs [10], [110], [122], and [127]. Examiner Ouellette agreed to withdraw the 112 written description rejection.

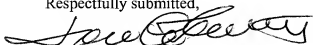
Applicant pointed out that the communication and network in Aranapuram et al. was part of the local process and thus part of the local infrastructure. Examiner Ouellette agreed that Aranapuram et al. failed to disclose monitoring and communicating independent of the local infrastructure and further agreed to withdraw the present grounds of rejection under 103 based upon Aranapuram et al.

Applicant discussed the non-applicability of the "nonfunctional descriptive data" rejection since claims 5, 10, and 12-15 did not involve music, literary works, and a compilation or mere arrangement of data. Examiner Ouellette agreed to withdraw this grounds of rejection.

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Applicant discussed examples of the disclosed and claimed invention. Examiner Ouellette discussed the need to clarify the invention with respect to "independent of the local infrastructures" and Applicant agreed to submit a proposed response to address the issue.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jon L. Roberts", with a stylized flourish at the end.

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